

1 of 6

In The United States  
District Court For the Northern  
District of Texas For + Worth  
Division:

ORIGINAL

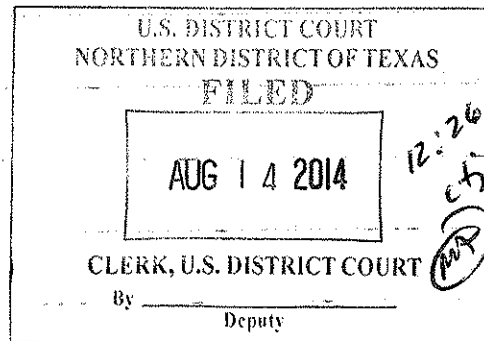
United States of America:

v.

Case No.:  
4:14-CR-074-Y

JONATHAN DANIEL KUTAJ:

A ffidavit of Fact



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1. Definition of production:

Black's Law Dictionary 4th ed. That which is produced or made product. The creation of objects which constitute wealth. The requisites of production are labor, capital and the materials and motive forces afforded by nature.

Det. Product: Black's Law Dict 9th ed. Something that is distributed commercially for use or consumption and that is usu. (1) tangible personal property (2) the result of fabrication or processing and (3) an item that has passed through a chain of commercial distribution before ultimate use or consumption.

Det. Pornography: Material depicting sexual activity or erotic behavior in a way that is designed to arouse sexual excitement.

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Def. Child Pornography Material depicting a person under the age of 18 engaged in sexual activity

Def. Sexual activity:

Physical sexual activity that does not necessarily culminate in intercourse. Sexual relations usually involve the touching of another's breast, vagina, penis, or anus. Both persons are said to engage in sexual relations / Sexual activity.

Def. Engage: To employ or involve oneself to take part in; to embark on

On or about August 14, 2013 in the Fort Worth Division of the Northern District of Texas, and elsewhere, defendant Jonathan Daniel Kutej did not knowingly, willingly or voluntarily produce a product in and affecting interstate or foreign commerce. Did not produce

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a product according to the foregoing definitions. Nor are the pictures in question child pornography according to the foregoing definitions. Nor were they or are the pictures in question a product at all.

2. Def. Sexual Exploitation: The use of a person, esp a child in prostitution, pornography, or other sexually manipulative activity that has caused or could cause serious emotional injury.

Tonathan Katej Did not exploit any minor per the Def. in

3. 2251 is and was designed to stop the sexual exploitation

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of children. Jonathan Kutej does not and has not ever participated in the business of exploitation of children, the production, distribution or possession of child pornography.

4 An act does not make a person guilty unless the mind is guilty an act does not make the doer criminal unless his mind is criminal

5 The proof is incumbent on the one who affirms not on the one who denies.

6 An allegation contrary to the deed "or fact" is not admissible.

7 A chance event is not to be expected, and no one is bound to foresee it

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8. The cause ceases the affect ceases.

9. Jonathan Kutej has never knowingly, willingly or voluntarily affected interstate or foreign commerce to violate a law or statute.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.  
(Without submitting to any foreign jurisdiction)

08-12-14  
executed on:

Without Recourse  
Jonathan Kutej  
Authorized Representative.

U.S. DISTRICT COURT  
NORTH DIST. OF TEX.  
FORT WORTH DIVISION

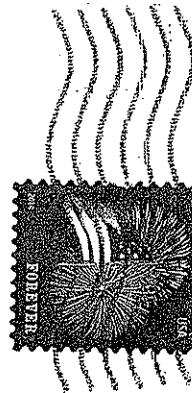
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CLERK OF COURT

47601-177  
Jonathan Kates  
P.O. Box 15330  
Federal Correctional Institute  
Fort Worth TX 76119

US District Court, Clerk  
501 W 10TH ST  
Room 310 Fort Worth  
TX 76102

NORTH TEXAS TX PADC  
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